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Attorney for Defendant, SALEUMKIAH KAYARATH

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

* * * *

UNITED STATES OF AMERICA)	
)	
Plaintiff,)	
)	
v.)	2:15-cr-305-GMN-GWF
)	2:14-cr-353-GMN-GWF
SALEUMKIAT KAYARATH, et al.)	
)	
Defendant.)	
)	

**STIPULATION TO CONTINUE THE HEARING RE REVOCATION OF SUPERVISED
RELEASE SCHEDULED FOR APRIL 2, 2024 AT 11:00 A.M.**

IT IS HEREBY STIPULATED AND AGREED, by and between the United States of America, by and through Assistant United States Attorney David C. Kiebler, Esq., and Defendant, **SALEUMKIAT KAYARATH**, by and through his attorney Richard A. Schonfeld, Esq., that the Revocation of Supervised Release Hearing currently scheduled for April 2, 2024, in this matter be vacated and continued to a date and time after August 19, 2024, as Defendant's state trial was continued to August 19, 2024 so that he could attend a settlement conference.

This Stipulation is entered into for the following reasons:

1. The parties have met and conferred and believe that for judicial economy purposes the revocation proceedings should be continued until after August 19, 2024, so that the case of *State of Nevada v. Kayarath* C-23-374424-1, which forms the basis for the highest level violation in the

1 Petition, can proceed to disposition. That case is scheduled for trial on August 19, 2024;

2 2. The Defendant and the State of Nevada have requested a Judicial Settlement
3 Conference in the case of *State of Nevada v. Kayarath*, which may lead to a resolution of that case.

4 If that case is resolved, it could help the parties in this case to facilitate a resolution;

5 3. That Counsel for Defendant has been in communication with Assistant United States
6 Attorney David C. Kiebler and there is no objection to the continuance as outlined above;

7 4. The Defendant consents to the continuance being sought herein;

8 5. Additionally, denial of this request for continuance would result in a miscarriage of
9 justice;

10 6. The additional time requested in this Stipulation is excludable in computing the time
11 within which the trial must commence pursuant to the Speedy Trial Act, Title 18, United States
12 Code, Sections 3161(h)(1)(D) and 3161(h)(7)(A) when considering the factors under Title 18, United
13 States Code, Sections 3161(h)(7)(B)(I) and 3161(h)(7)(B)(iv);

14 **DATED** this 26th day of March, 2024.

15 **UNITED STATES ATTORNEY**

16 /s/ David C. Kiebler

17 **DAVID C. KIEBLER, AUSA**

18 501 Las Vegas Blvd. South, Suite 1100

19 Las Vegas, Nevada 89101

20 Attorney for Plaintiff

21 Tel: (702) 388-6336

22 **CHESNOFF & SCHONFELD**

23 /s/ Richard A. Schonfeld

24 **RICHARD A. SCHONFELD, ESQ.**

25 520 South Fourth Street

26 Las Vegas, Nevada 89101

27 Attorney for Defendant, Saleumkiat Kayarath

28 Tel: (702) 384-5563

29

1 **FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER**

2 Having considered the Stipulation of the Parties, and good cause being shown, the Court
3 hereby finds and Orders as follows:

4 1. The parties have met and conferred and believe that for judicial economy purposes
5 the revocation proceedings should be continued until after August 19, 2024, so that the case of *State*
6 *of Nevada v. Kayarath* C-23-374424-1, which forms the basis for the highest level violation in the
7 Petition, can proceed to disposition. That case is scheduled for trial on August 19, 2024;

8 2. The Defendant and the State of Nevada have requested a Judicial Settlement
9 Conference in the case of *State of Nevada v. Kayarath*, which may lead to a resolution of that case.
10 If that case is resolved, it could help the parties in this case to facilitate a resolution;

11 3. That Counsel for Defendant has been in communication with Assistant United States
12 Attorney David C. Kiebler and there is no objection to the continuance as outlined above;

13 4. The Defendant consents to the continuance being sought herein;

14 5. Additionally, denial of this request for continuance would result in a miscarriage of
15 justice;

16 6. The additional time requested in this Stipulation is excludable in computing the time
17 within which the trial must commence pursuant to the Speedy Trial Act, Title 18, United States
18 Code, Sections 3161(h)(1)(D) and 3161(h)(7)(A) when considering the factors under Title 18, United
19 States Code, Sections 3161(h)(7)(B)(I) and 3161(h)(7)(B)(iv);

IT IS THEREFORE ORDERED that the Revocation of Supervised Release Hearing currently scheduled for April 2, 2024 at the hour of 11:00 a.m. be continued to 9/4/24 at 9 AM.

IT IS SO ORDERED.

DATED this 26 day of March, 2024.

**GLORIA M. NAVARRO
UNITED STATES DISTRICT JUDGE**

Submitted by:

/s/ Richard A. Schonfeld

RICHARD A. SCHONFELD, ESQ.

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Attorney for Defendant